IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

Summons for Judgment No.237 of 2004

in

Summary Suit No 3274 of 2003

General Industrial and Finance Corpn.. plaintiff

vs

Chittaranjan D Shah and ors.. defendants

Mr.B.S.Chandnani for plaintiff

Mr.N.R.Pradhan for G.C.Mohanty for defts.

with

Summons for Judgment No. 238 of 2004

in

Sum Suit No.3l97 of 2003

M Parikh and Co ... plaintiff

vs

Chittaranjan D Shah and ors..defendants

Mr.B.S.Chandanani for plaintiff

Mr. N.R.Pradhan for G C Mohanty for defts.

with

Summons for Judgement no. 239 of 2004

in

Sum Suit No.l679 of 2003

M Parikh and co .. plaintiff

vs

Chittaranjan D Shah and ors. defendants

Mr.B.S.Chandnani for plaintiff

Mr N R Pradhan for G C Mohanty for defts.

with

Summons for judgement no. 240 of 2004

in

Sum Suit No.l64 of 2004

M Parikh and co ... plaintiff

vs

Chittaranjan D Shah and ors. defendants

Mr.B S Chandnani for plaintiff

Mr. N R Pradhan i/b G.C.Mohanty for defts

with

Summons for judgement No. 24l of 2004

in

Sum Suit No.2803 of 2003

M Parikh and co .. plaintiff

vs

Chittaranjan D Shah and ors. defendants

Mr B.S.Chandnani for plaintiff

Mr. N.R.Pradhan i/b G.C.Mohanty for defts

with

Summons for Judgement no. 242 of 2004

in

Sum Suit No. l65 of 2004

M Parikh and co .. plaintiff

vs

Chittaranjan D Shah and ors. defendants

Mr.B.S.Chandnani for plaintiff

Mr N.R.Pradhan for G.C.Mohanty for defts

with

Summons for Judgement no.243 of 2004

in

Sum Suit No.3060 of 2003

General Industrial & Finance Corpn.. plff

vs

Chittaranjan D Shah and ors.. defendants

Mr.B.S.Chandnani for plaintiff

Mr N.R Pradhan for G.C.Mohanty for defts

with

Summons for Judgement No.244 of 2004

in

Sum Suit No.2802 of 2003

M Parikh and co....plaintiff

vs

Chittaranjan D Shah and ors.. defendants

Mr.B.S.Chandnani for plaintiff

Mr.N.R.Pradhan i/b G.C.Mohanty for defendants

with

Summons for Judgement No. 273 of 2004

in

Sum Suit No. l66 of 2004

Lalbhai Keshavlal Sheth..... plaintiff

vs

Chittaranjan D Shah and ors..defendants

Mr.B.S.Chandnani for plaintiff

None for defendants.

CORAM: S.J.VAZIFDAR J.

Dated 25.l.2005

P C:

The facts of the above Summons for Judgments are identical and by consent of parties same are disposed of by common order.

The plaintiffs are permitted to proceed on the basis of denials to the affidavits in reply. The above suits are filed on the basis of Bills of Exchange of Rs.50,000/- each. Defendant no.l is the drawer and defendant no. 2 is the acceptor of the Bills of Exchange. In the title the defendant no.2 is described as n Association of persons.In view of this description in the title itself unconditional leave must be granted to defendant no. 2 as all the persons of this alleged Assocition are not parties to the suit.

However, as far as defendant no.l is concerned, there is no defence whatsoever to the suit. There was no reply to the plaintiff's advocate's notice

demanding payment in respect of the said Bills of Exchange.

In the circumstances the summons for judgment are made absolute with costs. The interest, however, after the date of filing of the suit shall be at l2% per annum. Refund of court fee as per Rules.

For the purpose of refund of court fee, Prothonotary and Senior Master to act on the copy of this order duly authenticated by the Shirestedar/ Private Secretary.